

bridges by towns; and said bridge shall be nine feet clear above high water mark at the channel of said river, and shall leave the channel of said river forty feet wide, clear from all obstructions, and that said town shall, whenever it shall become necessary, put in and maintain a draw sufficient for the passage of boats and vessels.

SECTION 3. This act shall take effect and be in force from and after its passage and publication.

Approved March 4, 1882.

[No. 464, A.]

[Published March 10, 1882.]

### CHAPTER 54.

AN ACT to amend chapter 21 of session laws of 1882 entitled an act to incorporate the city of Baraboo.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. Section 2 of subchapter 2 of chapter 21 of the laws of 1882 is hereby amended so as to read as follows: Section 2. The elective officers of said city shall be a mayor, treasurer, assessor, police justice, and from each of the three wards, one supervisor to represent the city in the county board of supervisors, one justice of the peace and three aldermen. All other necessary officers shall be appointed by the common council. The aldermen shall be legal voters and freeholders in said city of Baraboo; all other officers shall be voters and residents in said city. The mayor and treasurer shall hold their offices for one year; the police justice and justices of the peace shall hold their offices for two years; all officers elected or appointed shall hold their offices until their successors are elected or appointed and qualified, unless expelled or removed by the common council, as hereinafter provided. The mayor shall have power to suspend any police officer or watchman appointed by the council, for cause, until the council shall take up the case and dispose of it, which shall be done within twenty days after such suspension: The mayor may also fill any vacancy thus created for the time being, until such case be acted upon by the common council. Whenever the mayor shall suspend any officer or appoint one, as above provided, he shall immediately notify the common council of such suspension and appointment, with his reasons therefor.

SECTION 2. Section 8 of sub-chapter 2 of chapter 21 of the laws of 1882 is hereby amended:

21 of the laws of 1882, is hereby amended so as to read as follows: Section 8. When the polls of an election be finally closed, the inspectors shall proceed to count and canvass the votes, and shall make a return of the number of votes cast in their election precinct for each and every office, and the number of votes cast for each and every person for each and every office, and shall deliver forthwith such return to the city clerk, and within one week after such election the council shall meet and canvass said returns, and declare the result as it shall appear from the same. The clerk shall thereupon immediately give notice to the persons elected of their election. The clerk shall also notify the clerk of the circuit court of Sauk county of all elections of justices of the peace, and the appointment of city marshal, and shall notify the county clerk of the election of treasurer and supervisors to represent said city in the county board of supervisors, and of the city assessor.

Amendment.

SECTION 3. Section 3 of sub-chapter 3 of said chapter 21 of the laws of 1882, is hereby amended so as to read as follows: Section 3. At the first meeting of the common council after their election in each year, they shall proceed to elect by ballot one of their number president, and in the absence of the mayor the said president shall preside over the meetings of the common council; and during the absence of the mayor from the city or his inability for any reason to discharge the duties of his office, the said president shall exercise all the powers and discharge all the duties of the mayor. In case both the mayor and president shall be absent from any meeting of the common council, they shall proceed to elect a temporary presiding officer, who, for the time being, shall discharge all the duties of the mayor. The president, or the temporary presiding officer, while presiding over the board or performing the duties of mayor, shall be styled acting mayor, and any acts performed by them shall have the same force and validity as if performed by the mayor. The common council shall also at their first annual meeting, or soon thereafter as may be, appoint the following officers: city clerk, marshal, attorney, surveyor, one street commissioner, and other officers or agents necessary to the good of the government of the city, who shall hold their said offices for one year, unless removed as hereinafter provided. They shall at the same time fix the compensation or salary, and may prescribe the duties pertaining to the same.

SECTION 4. Section 2 of subchapter 6 of said chapter 21 of the laws of 1882, is hereby amended so as to read as follows: Section 2. Such notice shall state that upon a day therein to be named, not less than ten days from the service of such notice, or at the expiration of such publication, as the case may be, application will be made to the police justice of the city of Baraboo, or a court commissioner for the county of Sauk, for the appointment of twelve jurors to view said premises and determine whether it will be necessary to take the same for the purposes specified in said petition, and if so to assess the damage.

Amendment.

SECTION 5. Subchapter 12 of said chapter 21 is hereby amended by striking out all of said chapter after section 26, and adding in place thereof the following:

Amendment.

Section 27. The duty of always keeping the sidewalks, gutters, drains and ditches on or adjacent to the lots and premises of any person, in safe condition and good repair, is hereby expressly enjoined and imposed upon all owners or occupants of said lots and premises.

Owners of lots to repair sidewalks, etc.

Section 28. The citizens of the town of Baraboo shall have the privilege to hold all town meetings and all general and special elections at such place in the city of Baraboo as they may determine, and the officers of said town of Baraboo may transact all town business in said city, and with the like effect as if held or done in the town of Baraboo.

Town meetings in city of Baraboo.

Section 29. The paupers of said city shall be removed to the poor house of the county of Sauk by the mayor or aldermen in like manner as they are removed from the several towns in said county.

Paupers to be removed to poor houses.

Section 30. All officers of the village of Baraboo shall hold their respective offices until the city officers under this act shall be elected or appointed and qualified; and all property, real and personal, books, papers, maps, etc., belonging to said village of Baraboo, shall be and become the property of the city of Baraboo upon its organization under this act.

Officers to hold over.

Section 31. The regular committees of the common council shall be as follows: On finance, streets, ordinances, fire department and licenses, and shall be appointed by the mayor at the first meeting after the annual election, or so soon thereafter as convenient.

Committees.

Section 32. The common council may by unanimous vote thereof, remit any tax or special assessment, or any part thereof, whereon the same shall be manifestly illegal or unjust.

May remit tax.

**Expenditures.** Section 33. The common council may expend for the improvement of any highway or highways leading into said city, not to exceed four hundred dollars in any one year.

**May remove officers.** Section 34. The common council may, by a two-thirds vote thereof, upon due notice and hearing, expel any member thereof or remove any officer or agent of the city for incompetency, misconduct or neglect in the discharge of official duties.

**Repeal.** Section 35. All acts and parts of acts, conflicting with the provisions of this act, particularly the act incorporating the village of Baraboo, and all acts amendatory thereof, are hereby repealed.

SECTION 6. This act shall be in force and take effect from and after its passage and publication.

Approved March 6, 1852.

[No. 133, A.]

[Published March 9, 1882.]

#### CHAPTER 55.

AN ACT to detach the county of Waukesha from the second judicial circuit, and to attach the same to the thirteenth judicial circuit; and amendatory of section 2423 of the revised statutes of 1878, and also amendatory of chapter 37 of the laws of 1881.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. The county of Waukesha is hereby detached from the second judicial circuit and attached to and made part of the thirteenth judicial circuit, and the thirteenth judicial circuit shall hereafter comprise the counties of Dodge, Washington, Waukesha and Ozaukee.

**Terms of court** SECTION 2. The general terms of the circuit court for the thirteenth judicial circuit shall be held as follows: In the county of Washington on the third Tuesday in October and the third Tuesday in March. In the county of Ozaukee on the first Tuesday in September and the first Tuesday in March. In the county of Dodge on the fourth Tuesday in September and the second Tuesday in February. In the county of Waukesha on the first Tuesday in December and the fourth Tuesday in May. Special terms for the county of Waukesha shall be held on the fourth Tuesday in August and the first Tuesday in February, but no jury shall be summoned for such special terms.

SECTION 3. All writs, summons, recognizances, process, informations, motions, orders to show cause,